1912 - 13

Court Fee

Bk No- 30[illegible] -12

[illegible]

Travelling allowance to Mr E H. Wallace I.C.S. Judge of the Chief Court of Mysore

[redacted] S. IX-5

[redacted] previous reference

File No. 307-12

1912.-13 ✓

Serial Nos. 1 to 3

[redacted] later ref. (Court)

2)

GEN[redacted] AND REVENUE SECRETARIAT.

Serial Nos. [redacted] 23

Part B for September 1914

SUBJECT.

Travelling Allowances to Mr E H Wallace I.C.S. Judge of [redacted] Chief Court of [redacted] My tour.

From The [redacted] Resident

No 273.3 D 23.6.1914

States that it is not clear why Mr. Wallace's claim is considered admissible only under art 1062, C.S.R. and that the Resident is of opinion that the [redacted] can be sanctioned by the Dewan under art 1000 C.S.R.

(No action was taken as Mr Wallace has left the [redacted]

B.W.Khan 2.6.1917

G.R.S. 11] 1912-13

(1

GENERAL AND REVENUE SECRETARIAT.

(Coorg)

NOTES.

File No. 307 of 1912-13

FILE HEADING.

Travelling allowance to Mr E. H. Wallace, I.C.S., Judge of the Chief Court

From

The Registrar, Chief Court

No. 3444/245 Dated 27/28. 3. 1913 Received 29/30. 3. 1913

Diary No.	Enclos.	Spare Copies.	Serial No.
J2725			1

BRIEF ABSTRACT OF LETTER.

States that in order to save time Mr Wallace took his own motor car by rail during his tour of inspection in Shimoga & Kadur Dts & requests sanction of Govt for the actual cost of conveying the same being drawn by him & for the increased rate of mileage for his tour in the Malnad tracts which the Comptr has disallowed for want of sanction.

NOTES AND ORDERS.

Flop X

In Govt Progs no G 6442-64/G.M. 197-07-6, dt The 6th May 1908, it has been laid down that Govt may exercise powers, among others, 1) to increase daily allowance rates in special localities & 2) to sanction carriage of camp equipment and horses by rail in respect of tent

P.T.O.

NOTES—First Sheet.

GPB—30,000—12-8-11

2725

2

G. R. S. 12]

General and Revenue Secretariat. 65 File No. 367 of 1912-13

Serial No.	
	officers. Mr Wallace is eligible to draw t.a. in accordance with the provisions of the Civil Service Regulations. Vide 65 file 8 of 1912-3.
Flag Y	2 It is now requested that sanction may be accorded to Mr Wallace drawing
	1) the actual cost not exceeding £4 incurred by him in conveying his motor car by rail
Paper under disposal	2) mileage at 12 as per mile for journeys in the Malwa tracts. Art 634 (a) M.S.R.
Flag X	3 In Govt Resn of 6th May 1908 No mention of carriage or motor car is made - Vide clause (x).
65-25-2-12	4 The file relating to the grant of general sanction to the progs of the Chief Govt sending their conveyance by rail whenever they go out on inspection is now before the Dewan.
	5 This file may be referred to Br II for opinion.
Flag Y 1-3-13	Submd.
	Hg.-129 6 To Br II for opinion 19/5/1913 SVM 20/5
	Subd.
P.R.V.	Br 24/5/13 7 When ord. on Mr Wallace's ot. was there no time to send the motor ahead. Is this a matter of routine trial.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat.

File No. 307 of 1912-13

Serial No.

[illegible] can be taken [illegible] rail at State cost. Public interests shd have served by these workmen & for any unnecessary [illegible] the part of the Concession who calls for. In the absence of the information to decide opinion can be given in favour of the petn.

8 Application of Mr Wallace under the C.S.R. submitted to a mileage of 8 annas. No sufficient cause shown why the Rule not be enforced. Nor does there seem any reason but that a rate of 8 annas per mile is a fair & high rate.

9 & the request cannot be declined & the petn rejected.

Agreed

[illegible] 27.8.13

10 In a separate file in connection with certain claims of Mr. Bell, Engineer-in-Chief for Railway Construction I have discussed the question of conveyance by rail of motor cars, carriages etc. in the case of lent officers. The conclusion briefly stated is this, viz. that claims such as the one preferred in the present case cannot be passed under art. 1000 C. S. R.

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

Serial No.

But there is another article in the British Civil Service Regulations viz. 1062 under which if the Government of Mysore consider it necessary and desirable such claims can be allowed. From the order dated the 6th May 1908, however, it appears that the Mysore Government cannot exercise the powers of a Local Government under article 1062 C.S.R. in respect of local officers without a further reference to the Government of India. It has also to be stated that the rule corresponding to art. 1062 C.S.R. in the Mysore Service Regulations does not allow the conveyance of motor cars, carriages etc. at Government expense. It is for the Mysore Government to consider as to whether they should go up to the Government of India for extending a privilege to Lent officers which is not enjoyed by local officers. I have also shown in my note in Mr. Bell's case how art. 1062 C.S.R. is not applied in practice in many large provinces in British India.

11 The inference from all the considerations mentioned above is that the claim of Justice Wallace as regards the conveyance charges of his motor car cannot be allowed.

(1)

12 As regards enhanced mileage in the Malnad it may be mentioned that in Mysore it is not the practice to regard the Malnad as tracts for

(2)

NOTE—Contn. sheet.

which

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2725

[R. S. 12]

General and Revenue Secretariat.

Ch File No. 307 of 1912-13

Serial No.	
	which mileage should be enhanced. Under these circumstances Justice Wallace's claim in this respect also cannot be supported.
	M 2/6/13
	Bill Subd SW 5/6 Dy Secy 6/6
	Please put up a copy of the C.S. Regn Drm 6/6
	Ch Sub with a copy of the C.S. Regulations.
	KG-129-SW 7/6/13 Dy Secy 7/6
	An order was recently passed about Conveyance of Motor cars &c. to the Judges of the Chief Court. This may be put up Drm 9/6
	Ch 9/6
	Sub with Ch 252 of 1912 which contains (see order reg^d KG-129 SW 16.9.13 16/9 Dy Secy 16/9
	1st communication) Drm q. Regs 17/9 SW
	I am not satisfied of the sufficiency of the order passed. I think that the present request is reasonable. But if the De-

Obtained from Br. II.

136-12

Flag Z

NOTE—Contn. sheet.

GPB—65,000—17-6-12.

2725

6

[R. S. 12]

General and Revenue Secretariat.

C/5 File No. 367 of 1912

Serial No.

Wan does not wish to reconsider, an order may be passed in accordance with Sec'ty's opinion.

28/7/13

29/7

4271/13
29.7.13

Drwan)

Drwn 29/7

20
30.8.13

GPB—65,000—17-6-12.

Serial No.

18 I am not in favour of allowing any general exemption. If the First Councillor wishes, the matter may be considered at a meeting of Council.

29.1.14 CG

29/1 Draw 29/1

(1st Cr) Stopd 29/1

19 may be further Circulated

30/1/14

C. Secy

Circulate to Council & note for meeting

Draw 30/1

Draw 3/2 Draw 5/2

6.2.14 Draw 7/2 Draw 9/2

GPB—65,000—17-6-12.

G. R. S. 12]

General and Revenue Secretariat. | C5 File No. 307 of 1912.

Serial No.

20 The subject was brought up before the meeting of the Council on the 11th instant; and it was decided that

i. a reference to the Government of India may be made under Article 1062 of the Civil Service Regulations in respect of the claim of Mr. Wallace for the actual cost of conveying his motor by rail, and of the delegation of the power of sanction under the ~~also for granting general permission~~ to same article to the Durbar in regard to the lent officers of the State ~~to convey their motor cars, carriages etc., during their tours, at Government expense~~;

ii. ~~that~~ the enhanced rate of mileage claimed by Mr. Wallace cannot be granted;

of reconsidering the order of 6 June 1913

iii. and that the general question may be brought up for consideration in Council with an exhaustive note from the Financial Department.

Reghe. Dues 12/2

~~21~~ B. Lis for necessary action in accordance with the above order

CMS 26/2

26/2/14 Dues 12

NOTE—Contn. sheet.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat.

C5 File No. 307 of 1912-13

19

Serial No.	
	22 Draft to the T.A. Resident as per para 20 (1) is subd.
	23 After issue of the draft, the linked file (C5 25-2-12) will be sent to Br II noted upon for the general question being considered as per para 20 (iii).
Sent	24 May the order contained in para 20 (ii) declining enhanced rate of mileage be communicated to the Chief Comr after reply on point no 1 is received from the Resident?
	Mg.-116 MM 9-3-1914 Dy Secy Spdr 11/3
	To Please put up a revised draft as noted on the draft. Drawn 13/3
	Revised draft subd. Mg.-116 13/3/1914 MM Dy Secy Spdr 16/3
	A fresh draft as revised may be put up Drawn 17/3
	Fresh draft subd. Mg.-116 17/3/1913 MM Dy Secy Spdr 17/3 First Member Drawn after 18/3
	25 Draft appd. by 1st member. MM. 22.3.14. Drawn 23/3
	26 Spdr 23/3

NOTE—Contn. sheet.

GPB—60,000—7-11-13

[G. R. S. 12]

3444 (10

General and Revenue Secretariat. | C; File No. 307 of 1912-13

Serial No.	
2	To The Ag A Resident No 760 dy 25.3.1914 Requs that the sanction of the Govt of India to the claim of Mr Wallace under Art 1062 C.S.R. may be obtained as also for the payment of Sanchais issued to a local Govt under the said article being delegated to the Durbar in respect of Rent Arrears.
3	From the Ag. A. Resident No 2733 dy 23.4.1914 States that it is not clear why Mr Wallace's claim is considered admissible only under art 1062, C.S.R., and that the Resident is of opinion that the claim can be sanctioned by the Durbar under art 1000 C.S.R. Subs with refce to paras 2 & 10 Kg. 116 This may be sent to Br II again for remarks. 24.4.1914 WM Please send to Br II for remarks 1/5/14
	This has now to be subs to the Ind Sec, as the opinion of the Hon'ble the Resident is not in accordance with the opinion of the Financial Secretary recorded

H Lms 1310

RRV

Flag N.

NOTE—Contn. sheet.

GPB—60,000—7-11-13

Serial No.

Flag Q 6-3-16

in para 10 supra of the note.

2. As regards drawing up a note on No. 3 of the Council Resolution (see page 8 of the note) the papers in the file are not complete and those will be secured and worked up in due course.

Flag W

It a views memo has been separately as! to be taken action after permit

PRW SW 27.5.14 29/5

Flag A for perusal

P.G.Le,

Word- the council resolution was dealt in cl file 252 of 1912-13 and further action P.R.W. in that Hungary file

Flagged and Submitted.

17-11-16

PRW SW 2.6.14 3/6

~~File has been received back without any orders~~

Residency letter subd li

Sd/- for perusal. No action seems necessary ~~read~~ at present as Mr Wallace has left the State.

Sd/-) 1.9.14

NOTE—Contn. sheet.

(12

HIEF COURT OF MYSORE.

no: 3444/245

Bangalore, dated 27th March 1913.

28th.

KG 29/3 5 pm

DIARY No. 227 25

12/2-3/13
Cause
307 of 1912-13
SERIAL No. 1

From,

The REGISTRAR of the
Chief Court of Mysore.

To,

The SECRETARY to the Govt: of Mysore,
General and Revenue Departments.

S i r,

I am directed to state that in order to save time in his tour of inspection in the Shimoga and Kadur Districts in the month of December last, Mr. Justice Wallace took his own motor car by rail.

5252-12-
ow before the Bench.

In letter No. 3443/244 ~~dated~~ of this date issued from this office the general sanction of Government has been asked for to Judges of the Chief Court sending their conveyances by rail at Government cost whenever they go out on inspection work. Pending the receipt of orders on that subject, I am to request that the sanction of Government may be accorded, under Clause (X), para I of Government Proceedings No. G. 6442-64/G.M. 197-07-6, dated 6th May 1908, to the

Reply

actual

13

actual cost of sending his conveyance by rail on the occasion noted above, being drawn by Mr. Justice Wallace.

I am further to request that an increased rate of mileage (that is, at 12 annas per mile) may be allowed to the said Judge for his tour in the malnad tracts. This rate was claimed, but disallowed by the Comptroller on the ground that the sanction of Government had not been obtained thereto as required by the said Proceedings.

I have the honour to be,
Sir,
Your most obedient servant,

Registrar.

N.G.

806.

III/2913 Ch

114

1912—13.

From

The Registrar of the
Chief Court of Mysore.

To

The Secretary to the Government
of Mysore, Genl. & Rev. Depts.

Dated 27. 3. 13

Despatched 28. 3. 13

Received

General No. 3444

No. 245

Enclosure No.

Requests Sanction of Govt: to his actual Cost of Sending Mr: Justice Wallace's Conveyance by rail during his tour of inspection in the Shimoga & Kadur districts in the month of December last being drawn by him and also regts: that an increased rate of mileage at 12as per mile may be allowed to him for his tour in the malnad tracts.

GPB—2,000—9-1-12

Mr Wallace drawing the actual act of sending his motor by rail & the power of Sanctioning such Claims under

C. R. S. 26]

Govt 1062 C. S. R. being delegated to the Durbar

File No. 307-12

Serial No. 2

23/3
2/28

Diary No. of letter replied to

Pol No. 760

General and Revenue Secretariat

( )

, the 191 .

To

The H. A. Resident

Date of issue 25.3.14

Signed by Mr K. R. Srinivasiengar

Sir,

I am directed to state that Mr E. H. Wallace, I. C. S., Puisne Judge of the Chief Court, having taken his own motor car by rail in order to save time during his tour of inspection in the Shimoga and the Kadur districts in the month of Dec^r 1912, has solicited the sanction of Govt under Clause X of Para 1 of Durbar's Proceedings no G. 6442-64/G. M. 197-07-6 dy the 6 May

P. T. over.

Papers under disposal

I

T

SUBJECT.

6

for drawing the actual cost of sending such conveyance by rail.

2. The Durbar consider that the claim of Mr Wallace is admissible only under Art 1062, C.S.R., and I am to request that the necessary sanction of the Govt of India to this claim may kindly be obtained.

3. In this connection I am to suggest that in order to ensure quick disposal of similar claims and to promote general convenience the ~~general~~ sanction in respect of Govt officers, of delegating to the Durbar the power of sanction, reserved to a Local Govt under the said article, may be taken into consideration and, if there be no objection, the approval of the Govt of India may also be obtained ~~thereto~~ to such delegation.

I have &c

Sd/ for Secy to Govt

Dy 18/3

Copied by 22/3/14

Examined by

List of enclosures.

Mg. 116
14. 3. 14

GPB—25,000—8-8-11.

III
23/4 pm

Pol No 1822 & 23.4.14

17

DIARY No. J 3444

No. 2733

23/3-1914
SECTION Genl
FILE No. 307-12
SERIAL No. 3

Y civil 23/4 (4-45)

FROM

P. B. WARBURTON, ESQ., I. C. S.,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Dewan of Mysore.

Dated Bangalore, 23rd April 1914.

SIR,

I am directed to refer to Mr. Srinivasiengar's letter No. 760 Pol., dated the 25th March 1914, requesting sanction to Mr. E.H.Wallace drawing the actual cost of sending his motor car by rail during his tour of inspection in the Shimoga and Kadur Districts in the month of December 1912.

2. It is not clear why Mr. Wallace's claim is considered admissible only under article 1062, Civil Service Regulations. The Resident is of the opinion that the claim can be sanctioned by the Durbar under the provisions of article 1000 of the Civil Service Regulations. In this connection, attention is invited to the correspondence ending with this office letter No. 1225, dated the 28th February 1908.

Flag Q

I have the honour to be,
Sir,
Your most obedient servant,

M B Warburton

First Assistant Resident.

MJ

R. O. 2.—R. P. B.—3-1914.—1,000.